

Memo. No.12109/Endts.IV(1)/2008

Dated: -4-2008

Sub: Endowments Department - Guntur District -
Sri Yadlapalli Kotilingam Satram, Tenali Town
and Mandal, Guntur District - Request for
exemption from the provisions section 15 and
29 - Report called for - Reg.

Ref: R.P. filed Sri K.Taranadh, (Retd. District Judge)
H.No. 12-38, Sriamakrishnapuram, Sarrornagar,
Hyderabad.

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A copy of the reference cited, together with its
enclosures is sent herewith to the Commissioner Endowments
Department, Hyderabad and he is send a detailed report in
the matter, for taking further action.

To
The Commissioner,
Endowments Department,
Hyderabad (we)

Copy to:
The Assistant Commissioner,
Endowments Department,
Guntur District.

ON:- Please see the R.P. received from Sri .Taranadh, (Retd.
District Judge), Hyderabad at pages 1 to c.f.

2. It is submitted that the above revision petition may
be sent to Commissioner Endowments Department and he is
requested to send a detailed report in the matter, for
taking further action.

3. Subject to order a draft memo is put up for approval.

Sub: Endowments Department – Guntur Dist. – Sri Yadlapalli
Kotilingam Satram, Tenali Town & Mandal, Guntur District –
Request for exemption from the provisions section 15 and 29 –
Reg.

Ref: R.P. filed Sri K.Taranadh, (Retd. District Judge) H.No. 12-38,
Sriamakrishnapuram, Sarornagar, Hyderabad.

2. Govt. Memo. No. 12109/Endts.IV (1)/2008, dated: 11.4.2008.

3. From the Commissioner Endowments Department, Hyderabad
Lr.No. H1/17630/2008, dated: 27.8.2008.

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In the reference first cited, the petitioner Sri K.Taranadh, (Retd. District Judge), Hyderabad has stated that the forefather of his , late Yadlapalli Kotilingam Garu executed a will in the month of August, 1912 directing his wife Smt. Mahalaxmamma Garu to undertake certain charitable acts like construction of a Choultry etc. Accordingly Smt. Mahalaxmamma Garu constructed a choultry in the name of Yadlapalli Kotilingam Satram in their vacant site. The Kotilingam Garu and Smt. Mahalaxmamma Garu had no issues. Therefore she executed a will dated: 15.3.1944 appointing her brother Kolluru Chalapati and his Son-in-law Kakumanu Narasimha Rao as Trutees. The sons of Kolluru Chalapati pre-deceased him. After the death of Mahalaxmamma Garu , Kolluru Chalapati managed the affairs of the choultry till 1956. Kakumanu Narasimha Rao functioned as a Trustee till his death in 1974. The said Narasimha Rao during his life time executed a will dt. 25-7-1973, appointing his wife and father-in-law of the Petitioner as Trustees after him. Both the Petitioner's mother and his father-in-law passed away. After retirement the petitioner is looking after affairs of the choultry with the help of his brothers - in - law.

2. The petitioner has further stated that the immovable properties owned by the Endowment are (1) Tenali Taluk, Nelapadu Village (a) Patta No. 363 D.No. 451/1 – Ac.1.90 cents and (b) Patta No.1255 D.No. 451/2 Ac. 1.00 (c) Vallbhapauram Village, Duggirala Mandal D.No. 139/3 Ac. 1.47 cents. Shops

owned by the Choultry – 2 Nos. and Shops on the Choultry site – 3 Nos, and submitted budget every year and estimates for the scrutiny by the Endowments Authority and no bad remarks were ever made at any time. As per the Amendment Act of 2007, any Institution having an annual income less than Rs. 2.00 lakhs, shall be given exemption from the appointment of Trust Board and the appointment of an Executive Officer.

3. The petitioner requested the Government issue directions to Commissioner Endowments Department Hyderabad and Assistant Commissioner Endowments Department, Hyderabad not to constitute a Trust Board and not to appoint an Executive Officer, under Section 15 and 29 of the Act, by granting exemption and pass the such orders in the matter.

4. In the reference 2nd cited, in Govt. Memo. No. 12109/Endts.IV (1)/2008, dated: 11.4.2008 requested the Commissioner Endowments Department, Hyderabad send a detailed report for taking further action.

5. In the reference 3rd cited, the Commissioner Endowments Department, Hyderabad has stated that the Assistant Commissioner, Endowments Department, Guntur in his report that Sri Yadlapalli Kotilingam Satram, Tenali Town, Guntur District is published under section 6 © (i) of the Act 30/87 and under the administrative control of the Assistant Commissioner, Endowments Department, Guntur. The Choultry was established to perform Karmakands by the Public. Presently one Sri K.Taranadh , who was recognized as Fonder Trustee is managing the affairs of the Choultry. The Choultry owns an extent of Ac. 1-47 Cts., of wet land in D.No. 139/3 at Vallabhapuram (V), Kollipara (M), Ac. 2.90 Cts., of Wet land in Survey No. 451/1 and 452/2, at Nelapadu (V), Tenali (M) and also Ac. 0.40 Cts Vacant site in T.S.No. 351 and 4 shops. The income of the choultry is Rs. 54,410/- for the year 2007-08. The Assistant Commissioner Endowments Department, Guntur stated that the Founder Trustee regularly submitting the income returns, Budget estimates and that the shops and vacant site are also leased out.

6. The Commissioner Endowments Department has further stated that Sri K.Taranadh, Founder Trustee of the Institution requested to grant exemption from section 15 and 29 of the Act 30/87 and the Assistant Commissioner, Endowments Department, Guntur recommended for granting exemption. The income of the Institution is below Rs. 2.00 lakhs per annum and as per section 29 it shall not be necessary to appoint an Executive Officer to the Institution.

7. In the above circumstances, the Commissioner Endowments Department, Hyderabad has requested the Government to grant exemption from section 15 and 29 of the Act 30/87 to Sri Yadlapalli Kotilingam Satram, Tenali Town, Guntur District.

8. With the above information the file may be circulated to Hon'ble M(Endowments , Registration & Stamps) for orders on para () above.

GOVERNMENT OF ANDHRA PRADESH
A B S T R A C T

Endowments Department – – Guntur Dist. – Sri Yadlapalli Kotilingam Satram, Tenali Town & Mandal, Guntur District – Proposals under section 154 of the Endowments Act 30/87 for grant exemption from operation of provisions under Sections 15 & 29 of the Act 30/87 for a period of 2 years – Orders – Issued.

Revenue (Endowments. IV) Department

G.O.Ms.No. 1470

Dated:09-12-2008

Read the following

Ref: R.P. filed Sri K.Taranadh, (Retd. District Judge) H.No. 12-38, Sriamakrishnapuram, Sarornagar, Hyderabad.

2. Govt. Memo. No. 12109/Endts.IV (1)/2008, dated: 11.4.2008.

3. From the Commissioner Endowments Department, Hyderabad
Lr.No. H1/17630/2008, dated: 27.8.2008.

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ORDER:

In the circumstances reported by the Commissioner Endowments Department, A.P., Hyderabad in his letter third read above, Government after careful consideration and in exercise of the powers conferred Under Section 154 of the Andhra Pradesh Charitable and Hindu Religious Institution and Endowments Act, 1987 (Act 30/1987) have decided to exempt Sri Yadlapalli Kotilingam Satram, Tenali Town & Mandal, Guntur District from the operation of provisions of section 15 and 29 of the Act, 30 of 1987 for a further period of (2) years with effect from the date of issue.

2. The following Notification shall be published in the next issue of Andhra Pradesh Gazette.

NOTIFICATION

"In exercise of the powers conferred by Section 154 of the Andhra Pradesh Charitable and Hindu Religious Institutions and Endowments Act, 1987 (Act 30 of 1987). The Governor of Andhra Pradesh hereby exempts Sri Yadlapalli Kotilingam Satram, Tenali Town & Mandal, Guntur District from the operation of the provisions of Section 15 and 29 of the Act, 30 of 1987 for a period of (2) years with effect from the date of issue of the order".

3. The Commissioner Endowments, Department, A.P., Hyderabad shall take necessary further action in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

M.VEERABHADRAIAH,
Secretary to Government

To
The Commissioner, Endowments Department, A.P., Hyderabad.
The Commissioner of Printing & Stationery Hyderabad.
(with a request to publish in the next issue of the Gazette)

Copy to:

The Deputy Commissioner Endowments Dept., Prakasam District.
The Asst. Commissioner, Endowments Department, Prakasam District.
P.S. to M(Endowments)
P.S. to Prl. Secretary to Government.
Sf/Sc.

//Forwarded:: By Order//

Section Officer